

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Harold M. Forman

For: COMPOSITE WEB FOR MAKING RESEALABLE PACKAGES AND RECLOSABLE  
SEALS

Divisional Application of Application Serial No. 09/693,963, filed 10/23/2000

Group Art Unit 3727

Examiner: Jes F. Pascua

DECLARATION IN DIVISIONAL APPLICATION DISCLAIMING INVENTION  
BY ONE OF JOINT APPLICANTS

I, Trevor G. Smith, a citizen of the United States of America, and a resident of Phoenixville, Pennsylvania, do declare as follows:

That I am the applicant who with Harold M. Forman on October 23, 2000 jointly filed an application for Letters Patent in the United States Patent and Trademark Office on an improvement in RECLOSABLE SEAL, PACKAGE, METHOD AND APPARATUS, above identified as Serial No. 09/693,963, and which is now pending;

That I am a joint inventor only of the subject matter defined by the method and apparatus claims 45 to 71 of the parent application Serial No. 09/693,963, and not of the subjects matter defined by the composite web claims 1 to 11 of this divisional application of the aforesaid application 09/693,963, which composite web claims 1 to 11 of this divisional application are the sole invention or inventions of Harold M. Forman;

That this Declaration is necessitated because of the separation of inventions caused by the restriction requirements set forth by the Examiner in the Office Actions dated August 15, 2001 and November 5, 2001.

ACCORDINGLY, I, Trevor G. Smith, disclaim as my invention or inventions the invention or inventions defined by the composite web claims 1 to 11 of this divisional application which are the sole invention or inventions of Harold M. Forman, and I request that the inventorship be so corrected.

Dated: December /2 , 2001

  
Trevor G. Smith

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Harold M. Forman

For: COMPOSITE WEB FOR MAKING RESEALABLE PACKAGES AND RECLOSABLE  
SEALS

Application Serial No. 09/693,963, filed 10/23/2000

Group Art Unit 3727

Examiner: Jes F. Pascua

DECLARATION BY JOINT APPLICANT CLAIMING SOLE INVENTION

Harold M. Forman, a citizen of the United States of America, and a resident of  
Pennsburg, Pennsylvania, declares as follows:

That he is the applicant who with Trevor G. Smith on October 23, 2000 jointly  
filed an application for Letters Patent in the United States Patent and Trademark  
Office on an improvement in RECLOSABLE SEAL, PACKAGE, METHOD AND  
APPARATUS, above identified as Serial No. 09/693,963, and which is now pending;

That he is a joint inventor of the subject matter defined by the method and  
apparatus claims 45 to 71 of said application Serial No. 09/693,963 and is the sole  
inventor of the subjects matter defined by the composite web claims 1 to 11;

That this Declaration is necessitated because of the separation of inventions  
caused by the restriction requirements set forth by the Examiner in the Office Actions  
dated August 15, 2001 and November 5, 2001.

ACCORDINGLY, I, Harold M. Forman, declare that the invention or inventions  
defined by the composite web claims 1 to 11 are my sole invention.

Dated: December 12, 2001



Harold M. Forman

Type a plus sign (+) inside this box → ☐

Approved for use through 10/31/88 . OMB 0651-0032  
 Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

0010/PTO  
 Rev. 6/93

U.S. Department of Commerce  
 Patent and Trademark Office

# DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

☒ Declaration OR ☐ Declaration  
 Submitted Submitted after  
 with Initial Filing Initial Filing

Attorney Docket Number

5021 DI

First Named Inventor

HAROLD M. FORHAN

COMPLETE IF KNOWN

Application Number

Filing Date

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COMPOSITE WEB FOR MAKING RESEALABLE PACKAGES AND  
 RECLOSEABLE SEALS

the specification of which

(Title of the Invention)

☒ is attached hereto  
 OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.

Burden Hour Statement: This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Type a plus sign (+) inside this box → ☐

# DECLARATION

Page 2

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s), or § 305(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
C.I.P. OF APP. S.N. 09/364,180 DIVISION OF S.N. 09/693,963		07/29/1999  10/23/2000	

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Firm Name  Customer Number or label   
☒ OR  
☒ List attorney(s) and/or agent(s) name and registration number below:

Name	Registration Number	Name	Registration Number
WALTER B. UDELL	18,974		

☐ Additional attorney(s) and/or agent(s) named on a supplemental sheet attached hereto.

Please direct all correspondence to: ☐ Customer Number or label  OR ☒ Fill in correspondence address below

Name: WALTER B. UDELL  
 Address:   
 Address: 1042 CAMP TRAIL ROAD  
 City: QUAKERTOWN State: PA ZIP: 18951  
 Country: U.S.A. Telephone: 215-538-7227 Fax: 215-536-8631

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name: HAROLD Middle Initial: M Family Name: FORMAN Suffix: e.g. Jr.

Inventor's Signature: Harold M. Forman Date: 12/12/01

Residence: City: PENNSBURG State: PA Country: U.S.A. Citizenship: U.S.A.

Post Office Address: P.O. BOX 522

Post Office Address: 200 N. WASHINGTON ST.

City: BOYERTOWN State: PA Zip: 19512 Country: U.S.A.

☐ Additional Inventors are being named on supplemental sheet(s) attached hereto

ASSIGNMENT OF INVENTIONS

WHEREAS, we, Harold M. Forman, a resident of Pennsburg, Pennsylvania, U.S.A., and Trevor G. Smith, a resident of Phoenixville, Pennsylvania, U.S.A. have invented certain new and useful improvements in RECLOSABLE SEAL, PACKAGE, METHOD AND APPARATUS, for which application for United States Letters Patent was executed on the 16<sup>th</sup> day of October, 2000.

AND WHEREAS, Sealstrip Corporation, a corporation of the State of Pennsylvania, having a place of business at 200 N. Washington Street, Boyertown, Pennsylvania 19512, hereinafter referred to as Assignee, is desirous of acquiring an interest in said inventions and in and to any Letters Patent which may be granted therefor;

NOW THIS INDENTURE WITNESSETH, That for a valuable consideration, the receipt whereof is hereby acknowledged, we hereby assign, sell and transfer unto the said Assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to said application and in and to the invention or inventions therein shown and described, including any and all improvements heretofore or hereafter made, as well as in and to all patents United States or foreign, that may be granted for the invention or inventions shown and described in said application for United States Letters Patent and improvements thereof, including any and all reissues, continuations, divisions and extensions of said patents, in and to any and all priority and/or Convention rights or benefits accruing or to accrue to us with respect to the filing or securing of patents in the United States and/or any and all countries foreign thereto, and covenant that we have full right so to do, the same to be held and enjoyed by said Assignee for its own use and behoof and for its legal representatives, successors and assigns to the full end of the term or terms for which said Letters Patent may be granted as fully and entirely as the same would have been held by us if this assignment and sale had not been made;

And we hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents on said United States applications or for the invention or inventions thereof, in accordance with this assignment.

And we agree that we will communicate to said Assignee or its representatives any facts known to us respecting said improvements whenever requested, and testify in any legal proceeding;

And we hereby grant to Assignee the right to apply in its own name for patents corresponding to the above inventions in countries foreign to the United States;

And we further agree to sign and properly execute such necessary and lawful papers for application for foreign patents, for subdivisions of any applications for patent, and/or, for obtaining any reissue or reissues of any Letters Patent which may be granted for our aforesaid invention or inventions and to perform such further acts as may be required to carry out the intent of this agreement as the Assignee thereof shall hereafter require and prepare at Assignee's expense.

WITNESS, our hands and seals this 17<sup>th</sup> day of October 2000.

Harold M. Forman (SEAL)  
Harold M. Forman

Trevor G. Smith (SEAL)  
Trevor G. Smith

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

U.S. Department of Commerce  
Patent and Trademark Office

**Burden Hour Statement:** This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**

Type a plus sign (+) inside this box → ☒

# DECLARATION

Page 2

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §305(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
C.I.P. OF APP. S.N. 09/364,180		07/29/1999	

☐ Additional U.S. or PCT International application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

<input type="checkbox"/> Firm Name	Customer Number or label		
<input checked="" type="checkbox"/> OR			
<input checked="" type="checkbox"/> List attorney(s) and/or agent(s) name and registration number below:			
Name	Registration Number	Name	Registration Number
WALTER B. UDELL	18,974		

☐ Additional attorney(s) and/or agent(s) named on a supplemental sheet attached hereto.

Please direct all correspondence to: <input type="checkbox"/> Customer Number or label		OR <input checked="" type="checkbox"/> Fill in correspondence address below	
Name	WALTER B. UDELL		
Address			
Address	1042 CAMP TRAIL ROAD		
City	QUAKERTOWN	State	PA
Country	U.S.A.	Telephone	215-538-7227
		Fax	215-536-8631

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name	HAROLD	Middle Initial	M
Family Name	FORMAN	Suffix e.g. Jr.	
Inventor's Signature	Harold M. Forman		Date 10/16/00
Residence: City	PENNSBURG	State	PA
		Country	U.S.A.
		Citizenship	U.S.A.
Post Office Address	P.O. BOX 522		
Post Office Address	200 N. WASHINGTON ST.		
City	BOYERTOWN	State	PA
		Zip	19512
		Country	U.S.A.

☐ Additional Inventors are being named on supplemental sheet(s) attached hereto

Type a plus sign (+) inside this box → ☒

# DECLARATION

## ADDITIONAL INVENTOR(S) Supplemental Sheet

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name	TREVOR	Middle Initial	G	Family Name	SMITH	Suffix e.g. Jr.	
Inventor's Signature	Trevor G. Smith				Date		
Residence: City	PHOENIXVILLE	State	PA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address							
Post Office Address	152 GAY STREET						
City	PHOENIXVILLE	State	PA	Zip	19460	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name		Middle Initial		Family Name		Suffix e.g. Jr.	
Inventor's Signature					Date		
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		Zip		Country	
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name		Middle Initial		Family Name		Suffix e.g. Jr.	
Inventor's Signature					Date		
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		Zip		Country	
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name		Middle Initial		Family Name		Suffix e.g. Jr.	
Inventor's Signature					Date		
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		Zip		Country	
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name		Middle Initial		Family Name		Suffix e.g. Jr.	
Inventor's Signature					Date		
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		Zip		Country	
<input type="checkbox"/> Additional inventors are being named on supplemental sheet(s) attached hereto							

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